

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



In re Application of  Avi J. Ashkenazi et al.  Serial No.: 09/603,866  Filed: June 26, 2000  For: METHODS FOR MAKING APO-2 LIGAND USING DIVALENT METAL IONS	Group Art Unit: 1646  Examiner: Claire M. Kaufman  Confirmation No: 2405  CUSTOMER NO: 09157  <b>CERTIFICATE OF EXPRESS MAILING</b> <u>Express Mail Label No. EV 384 509 898 US</u> <p>I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated below and is addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria Virginia 22313-1450".</p> <p style="text-align: right;">April <u>26</u>, 2006  <i>Diane L. Marschang</i>          Diane L. Marschang</p>
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**NOTICE OF APPEAL**

Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals and Interferences from the decision dated October 27, 2005, of the Primary Examiner finally rejecting claims 2, 4-9, 50-54 and 61-65.

The Commissioner is hereby authorized to charge Deposit Account No. 07-0630 in the amount of \$500 to cover the fees for this appeal and to charge the deposit account for any further fees in regard to this patent application. **A duplicate copy of this Notice is enclosed for this purpose.**

Respectfully submitted,

GENENTECH, INC.

Date: April 26, 2006

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